

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**SPECIAL SESSION
November 29, 2006**

The Board of Supervisors and Board of Supervisors sitting as the Board of Deposit of Maricopa County, Arizona convened in Special Session at 9:00 a.m., November 29, 2006, in the Tom Sullivan Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman, District 2; Andy Kunasek, District 3, and Mary Rose Wilcox, District 5. Absent: Fulton Brock, Vice Chairman, District 1 and Max W. Wilson, District 4. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager; and Victoria Mangiapane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-no-absent-abstain.

EXECUTIVE SESSION CALLED

Pursuant to A.R.S. §38-431.03, et.al., motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (3-0-2) to recess to executive session for the purpose of reviewing matters listed below from the November 29, 2006, Executive Meeting agenda, pursuant to the listed statutory references. All members as listed above remained in session when the meeting reconvened.

LEGAL ADVICE; PURCHASE, SALE, OR LEASE OF REAL PROPERTY - ARS §38-431.03(A)(3) AND (A)(7)

E-1. Southwest Regional Center/Replacement Site

Tom Manos, Chief Financial Officer
Dennis Lindsey, Manager, Real Estate Services
William Riske, Deputy County Attorney

Victoria Mangiapane, Deputy County Attorney, left the meeting and Dean Wolcott, Outside Counsel to the Board, entered the meeting.

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)

E-2. Dowling v. the Board of Supervisors CV2006-052611, Counterclaim and Third Party Claim.

Tom Irvine, Outside Counsel
Sandi Wilson, Deputy County Manager
LeeAnn Bohn, Budget Administrator
Tom Manos, Chief Financial Officer
Shelby Scharbach, Deputy Chief Financial Officer
Brian Hushek, Deputy Budget Director
Shawn Nau, Director, Health Care Mandates, **did not attend**
Rebekah W. Francis, Outside Counsel
Ross Tate, County Auditor
Chiefs of Staff Latto, Candland, Bloom, Isham, Leija

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO NEGOTIATION – ARS §38-431.03(A)(3) AND (A)(4)

E-3. Advice regarding legal issues and options concerning County Regional School District/Accommodations School funding, financial matters, management issues/Treasurer related management, investment and financial issues.

Tom Irvine, Outside Counsel
Sandi Wilson, Deputy County Manager

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LeeAnn Bohn, Budget Administrator
Tom Manos, Chief Financial Officer
Shelby Scharbach, Deputy Chief Financial Officer
Brian Hushek, Deputy Budget Director
Shawn Nau, Director, Health Care Mandates, **did not attend**
Rebekah W. Francis, Outside Counsel
Ross Tate, County Auditor
Chiefs of Staff Latto, Candland, Bloom, Isham, Leija

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO NEGOTIATION – ARS §38-431.03(A)(3) AND (A)(4)

E-4. Advice regarding legal issues and options concerning Treasurer-related management, investment and financial issues arising from or discovered in the County Regional School District/Accommodations School matters.

Tom Irvine, Outside Counsel
Sandi Wilson, Deputy County Manager
LeeAnn Bohn, Budget Administrator
Tom Manos, Chief Financial Officer
Shelby Scharbach, Deputy Chief Financial Officer
Brian Hushek, Deputy Budget Director
Shawn Nau, Director, Health Care Mandates, **entered late**
Rebekah W. Francis, Outside Counsel
Ross Tate, County Auditor
Chiefs of Staff Latto, Candland, Bloom, Isham, Leija

RECESS EXECUTIVE SESSION AND RECONVENE IN OPEN SESSION

Chairman Stapley announced that the dual Boards would not consider the following open meeting agenda items at this time.

STATUS REPORT ON REGIONAL SCHOOL DISTRICT #509 – WITHDRAWN

Item: Receive a status report on the Regional School District, including its financial status, management issues, the status of student achievement, the status of litigation and the status of McKinney Vento matters.

POTENTIAL ACTIONS – CONTINUED

Item: To request information from the County Treasurer pursuant to statute, to instruct the County Treasurer as to investments, credit lines and other matters set forth in A.R.S. §§11-251(1), 35-321 *et seq.* and Chapter 3, Article 4 of Title 11 of the A.R.S. and to instruct the County Manager as to management follow up concerning these matters. In addition, the Board may take action as necessary related to ongoing administrative and financial matters regarding the Maricopa County Regional School District.

MEETING ADJOURNED

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After consideration of the above items and there being no further business to come before the Board, the meeting was adjourned.

Don Stapley, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board